

**New York Life Insurance Company**

**51 Madison Avenue**

New York, NY 10010

Office of the Gen. Counsel

212-576-7776 (Direct Dial for Rose Sepulveda)

GARNISHEE TELEPHONE

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## GARNISHEE EMAIL

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

**No. CV 18-10588-SJO**

[CR 99-0188-MMM-4]

**ANSWER OF GARNISHEE  
NEW YORK LIFE INSURANCE  
COMPANY**

Plaintiff,

V<sub>1</sub>

VINCENT JOHN RABIOLA,

**Defendant.**

1 **DECLARANT STATES:**

2 My name is Rose Sepulveda and my address and telephone  
3 number are 51 Madison Avenue, Office of the Gen. Counsel, NY NY 10010, 212-576-7776  
4 \_\_\_\_\_.

5 1. I am authorized to make this declaration on behalf of Garnishee  
6 New York Life Insurance Company regarding the writ of continuing garnishment  
7 received by Garnishee on March 12, 2019 via email.

8 **IF GARNISHEE IS AN INDIVIDUAL:**

9 \_\_\_\_\_ is the Garnishee herein, doing business in the name of  
10 \_\_\_\_\_.

11 **IF GARNISHEE IS A PARTNERSHIP:**

12 The person making this declaration is a member and partner of the Garnishee,  
13 which is a partnership conducted under the name of \_\_\_\_\_ at  
14 \_\_\_\_\_.

15 **IF GARNISHEE IS A CORPORATION:**

16 The person making this declaration is the Senior Associate of  
17 (OFFICIAL TITLE)  
18 Garnishee New York Life Insurance Company, corporation, organized under the laws of the  
19 State of New York.

20 2. As of [date] March 15, 2019, Garnishee has custody, control, or  
21 possession of the following funds, assets, and/or property, in which Defendant has a  
22 nonexempt interest:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Defendant's Interest in Property</u>
a. <u>Term Policy No. 24 807 656</u>	<u>Face Amt \$1,000,000.00</u>	Mr. Rabiola is the Owner/Insured.
b. _____	_____	As this is a Term policy it has no cash
c. _____	_____	value. Policy is currently in danger
d. _____	_____	of lapsing if not paid by April 27, 2019.

1       3. Garnishee anticipates owing to Defendant in the future, the following  
2 amounts:

<u>Amounts</u>	<u>Estimate Date or Period Due</u>
a. \$ 0.00	
b. \$ _____	
c. \$ _____	

7       4. Is Defendant subject to an existing garnishment or levy?  Yes  No

8              If yes, what is the outstanding amount now due and owing? \$ \_\_\_\_\_.

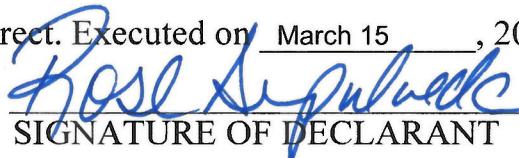
9       5. If Garnishee is unable to determine the identity of Defendant after making a  
10 good faith effort to do so, the following is a statement of Garnishee's efforts made and  
11 the reasons for such inability: \_\_\_\_\_

12 \_\_\_\_\_  
13 \_\_\_\_\_.  
14       6. Garnishee owed Defendant the sum of \$ \_\_\_\_\_ on the date the writ  
15 of continuing garnishment was served for the following reasons:  
16 \_\_\_\_\_  
17 \_\_\_\_\_.

18       7. On [date] \_\_\_\_\_, Garnishee commenced withholding and retaining  
19 Defendant's nonexempt assets, funds, and/or property and will continue to withhold and  
20 retain such nonexempt assets, funds, and/or property until further order from the Court.

21       8. Garnishee mailed a copy of this answer by first-class mail on this date to:  
22 (a) Defendant, at the address provided by the United States of America and (b) The U.S.  
23 Attorney's Office for the Central District of California, ATTN: Financial Litigation  
24 Section, Suite 7516, Federal Building, 300 N. Los Angeles St., Los Angeles, California  
25 90012.

26       I declare under penalty of perjury that I have read the foregoing document and that  
27 the statements made therein are true and correct. Executed on March 15, 2019.

  
SIGNATURE OF DECLARANT

## **PROOF OF SERVICE BY MAILING**

I, Rose Sepulveda, declare:

I am over the age of eighteen and am not a party to the above-entitled action;

That I am employed by New York Life Insurance Company herein was made;

that on March 18, 2019 [Date], I deposited in the above-entitled action, in an envelope bearing the requisite postage, a copy of **ANSWER OF GARNISHEE NEW YORK LIFE INSURANCE COMPANY** addressed to:

U.S. Attorney's Office for the Central District of California  
ATTN: Financial Litigation Section  
Room 7516AA, Federal Building  
300 North Los Angeles Street  
Los Angeles, California 90012

Vincent John Rabiola  
Beverly Hills, California 90212-3017

at their last known address provided by the United States, at which place there is a delivery service by U.S. Mail.

This Certificate is executed on March 18, 2019 [Date], at

New York [City], New York [State].

I certify under penalty of perjury that the foregoing is true and correct.

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**Signature**

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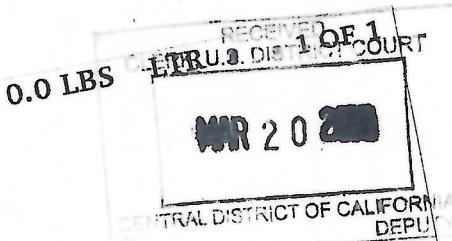
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ROSE M. SEPULVEDA  
212-576-7776  
NEW YORK LIFE  
51 MADISON AVENUE  
NEW YORK NY 10010

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